

Thakur

[Spl/MAT/F-5/E]

MAHARASHTRA ADMINISTRATIVE TRIBUNAL, MUMBAI BENCH

NO.MAT/MUM/JUD/ 265 /2016
Maharashtra Administrative Tribunal
Pay & Accounts Barrack Nos.3 & 4,
Free Press Journal Marg,
Nariman Point, Mumbai 400 021.

Date : 22 JAN 2016

M.A. No. 24/2016 IN O.A. No. 970/2015.

- 1 The Additional D.G.P. & I.G. of Prisons, M.S., Pune, Having Office at Old Administrative Bldg., Pune-1.

.....**APPLICANT/S.(Ori. Resp.)**

VERSUS

1. Shri Hiralal R. Jadhav,
R/o. Superintendent Bunglow, Talaja Central Prison, Kharghar, Navi Mumbai.

.....**RESPONDENT/S. (Ori. Appli.)**

Copy to : The C.P.O. M.A.T., Mumbai.

*The applicant/s above named has filed an application as per copy already served on you, praying for reliefs as mentioned therein. The Tribunal on the 19th day of **January, 2016** has made the following order:-*

APPEARANCE : Smt. K.S. Gaikwad, P.O. for the Applicant (Ori. Resp.)
None for the Respondent (Ori. Appli.)

CORAM : **HON'BLE SHRI RAJIV AGARWAL, VICE-CHAIRMAN.**

DATE : **19.01.2016.**

ORDER : Order Copy Enclosed / Order Copy Over Leaf.

Amal
22/1/2016

**Research Officer,
Maharashtra Administrative Tribunal,
Mumbai.**

Tribunal's orders

14.01.2016

M.A 24/2016 in O.A No 970/2015

Heard Mrs Kranti S. Gaikwad, learned Presenting Officer for Applicant (Original Respondent no. 1) and none for the Respondent (Ori Applicant).

This Misc Application has been filed seeking recalling of order dated 18.12.2015 imposing cost of Rs. 1000/- on the Respondent no. 1. Learned Presenting Officer stated that O.A has come up for hearing on 3.12.2015 when she herself was present and the next date was fixed on 18.12.2015. The Respondent no. 1 was informed by letter dated 5.12.2015 to file the affidavit in reply on the next date, i.e. 18.12.2015. Unfortunately, due to the mistake of the Postal authorities, the said letter was delivered in the office of the Inspector General of Registration and not in the office of Inspector General of Prison. Learned P.O has produced the copy of the said letter which shows that it was received in the office of the Inspector General of Registration on 14.12.2015 from where it was sent to the office of the Inspector General of Prisons on 18.12.2015. The contention of the learned P.O in this regard is fully supported by the documentary evidence.

Though the contention of the learned P.O is accepted, but it must be pointed out that the office of the Chief Presenting Officer in this Tribunal is fully computerized and we have been emphasizing again and again that all such communications should be sent by email for easy, safe and sure transmission.

Nevertheless, as the Respondent no. 1 does not appear to be at fault, the order dated 18.12.2015 imposing cost of Rs. 1000/- is recalled. Registrar may refund the said amount to the representative of the I.G.P. on proper identification.

M.A is accordingly disposed of.

sd/-
(Rajiv Agarkar)
Vice Chairman

TRUE COPY

Maha
22/1/2016

Asst. Registrar / Research Officers
Maharashtra Administrative Tribunal